



The Federal Bar Association
and
The United States Sentencing Commission



proudly present

The Fourteenth Annual National Seminar
on the

FEDERAL SENTENCING GUIDELINES



Wednesday - Friday
May 25 - 27, 2005



San Francisco,
California

The Fourteenth Annual National Seminar on the FEDERAL SENTENCING GUIDELINES

**Wednesday - Friday
May 25 - 27, 2005**

**The Westin St. Francis
San Francisco, California**

**WEDNESDAY
MAY 25, 2005**

**INTRODUCTION TO THE
SENTENCING GUIDELINES**
(optional session)

11:30 - 4:00 p.m. REGISTRATION

The Basic Individual Guidelines Training is designed to provide an introduction to guidelines application for those with limited federal guidelines experience. This session will also highlight provisions of the Sentencing Reform Act. This session may be taken alone or in connection with the remainder of the seminar.

12:30 - 2:30 p.m.

BASIC INDIVIDUAL GUIDELINES TRAINING

- ♦ **L. Russell Burress, Principal Training Advisor**
Office of Education & Sentencing Practice
United States Sentencing Commission
- ♦ **Alan Dorhoffer, Esquire**
Senior Staff Attorney
United States Sentencing Commission
- ♦ **Honorable Ricardo H. Hinojosa**
Chair
United States Sentencing Commission

2:30 - 2:45 p.m. COFFEE BREAK

2:45 - 4:00 p.m.

BASIC INDIVIDUAL GUIDELINES TRAINING RESUMES



**THURSDAY
MAY 26, 2005**

7:45 - 8:15 a.m.

CONTINENTAL BREAKFAST & LATE REGISTRATION

8:15 - 8:30 a.m.

WELCOMING REMARKS

- ♦ **James E. Felman, Esquire**
Kynes, Markman & Felman, P.A.
Tampa, FL
- ♦ **Pamela G. Montgomery, Esquire**
Director & Chief Counsel
Office of Education & Sentencing Practice
United States Sentencing Commission

8:30 - 9:30 a.m.

**MEET THE SENTENCING COMMISSION
PLENARY SESSION**

- ♦ **Honorable Ricardo H. Hinojosa**
Chair
- ♦ **Honorable Ruben Castillo**
Vice Chair
- ♦ **Honorable William K. Sessions, III**
Vice Chair
- ♦ **Honorable John R. Steer**
Vice Chair
- ♦ **Honorable Michael E. Horowitz**
Commissioner
- ♦ **Honorable Beryl A. Howell**
Commissioner
- ♦ **Honorable Edward F. Reilly, Jr.**
Commissioner (Ex officio)
- ♦ **Honorable Deborah Rhodes**
Commissioner (Ex officio)

Moderator: **James E. Felman, Esquire**
Kynes, Markman & Felman, P.A.
Tampa, FL

9:30 - 9:40 a.m. BREAK

9:40 - 10:45 a.m.

**RECENT SUPREME COURT JURISPRUDENCE:
BLAKELY, BOOKER, FANFAN & THEIR AFTERMATH
PLENARY SESSION**

- ♦ **Jay Apperson, Esquire**
Chief Counsel to the House Judiciary Subcommittee on
Crime, Terrorism, and Homeland Security
- ♦ **Professor Sara Sun Beale**
Duke University School of Law
Durham, NC
- ♦ **Michael Dreeben, Esquire**
Deputy Solicitor General
United States Department of Justice
- ♦ **James E. Felman, Esquire**
Kynes, Markman & Felman, P.A.
Tampa, FL
- ♦ **Honorable Julia Smith Gibbons**
United States Court of Appeals for the Sixth Circuit
- ♦ **Honorable Ricardo H. Hinojosa**
Chair
United States Sentencing Commission
- ♦ **Honorable Robert McCampbell**
United States Attorney
Western District of Oklahoma
- ♦ **Honorable Steven D. Merryday**
United States District Court
Middle District of Florida
- ♦ **Bobby N. Vassar, Esquire**
Chief Counsel to the Minority for the House Judiciary Sub-
committee on Crime, Terrorism, and Homeland
Security

Moderator: **Pamela G. Montgomery, Esquire**
Director & Chief Counsel
Office of Education & Sentencing Practice
United States Sentencing Commission

10:45 - 11:00 a.m. COFFEE BREAK

THURSDAY (continued) MAY 26, 2005

11:00 - 12:00 p.m.

RECENT SUPREME COURT JURISPRUDENCE: BLAKELY, BOOKER, FANFAN & THEIR AFTERMATH PLENARY SESSION RESUMES

12:00 - 1:30 p.m. LUNCH BREAK

1:30 - 3:00 p.m. CONCURRENT SESSIONS

A. DEPARTURES & SENTENCES OUTSIDE THE RANGE UNDER 3553(a) I*

- ♦ **Honorable Nancy Gertner**
United States District Court
District of Massachusetts
- ♦ **Honorable Algenon L. Marbley**
United States District Court
Southern District of Ohio
- ♦ **Honorable William Mercer**
United States Attorney
District of Montana
- ♦ **Larry Nathans, Esquire**
Nathans & Biddle, LLP
Baltimore, MD
- ♦ **Honorable John R. Steer**
Vice Chair
United States Sentencing Commission

Moderator: **Professor David Yellen**
Villanova University School of Law
Villanova, PA

B. PRACTICE & PROCEDURE IN THE POST-BOOKER ERA I*

- ♦ **Honorable Paul D. Borman**
United States District Court
Eastern District of Michigan
- ♦ **Honorable Paul Cassell**
United States District Court
District of Utah
- ♦ **Beverly Dyer, Esquire**
Assistant Federal Public Defender
Washington, DC
- ♦ **Michael Elston, Esquire**
Assistant United States Attorney
Eastern District of Virginia
- ♦ **Nina Marino, Esquire**
Kaplan Marino
Beverly Hills, CA
- ♦ **Colleen Rahill-Bueller**
United States Probation Officer
Western District of New York

C. FRAUD/THEFT OFFENSES I*

- ♦ **Honorable Ruben Castillo**
Vice Chair
United States Sentencing Commission
- ♦ **J. Richard Chema, Esquire**
Assistant United States Attorney
Southern District of Ohio
- ♦ **John Cline, Esquire**
Jones Day
San Francisco, CA
- ♦ **Elisabeth F. Ervin**
Supervising United States Probation Officer
Western District of North Carolina
- ♦ **Bobby L. Evans**
Senior Education & Sentencing Practice Specialist
United States Sentencing Commission

*These Sessions are Offered Twice During the Course of this Seminar to Allow as Many People as Possible to Attend

1:30 - 3:00 p.m. CONCURRENT SESSIONS
(Continued)

D. CRIMINAL HISTORY I*

- ♦ **Krista Rubin**
Senior Education & Sentencing Practice Specialist
United States Sentencing Commission
- ♦ **Carmen Hernandez, Esquire**
Sentencing Guidelines Group of the Federal Defenders
Washington, DC
- ♦ **Linda Maxfield, PhD.**
Senior Research Associate
United States Sentencing Commission
- ♦ **Gregory Nicolaysen, Esquire**
Encino, CA
- ♦ **Honorable William K. Sessions, III**
Vice Chair
United States Sentencing Commission

E. SEXUAL OFFENSES

- ♦ **Alan Dorhoffer, Esquire**
Senior Staff Attorney
United States Sentencing Commission
- ♦ **Honorable William Downes**
United States District Court
District of Wyoming
- ♦ **John Rhodes, Esquire**
Assistant Federal Defender
District of Montana



F. ORGANIZATIONAL GUIDELINES

- ♦ **Paula Desio, Esquire**
Deputy General Counsel
United States Sentencing Commission
- ♦ **Gary R. Spratling, Esquire**
Gibson, Dunn & Crutcher, LLP
San Francisco, CA
- ♦ **Gregory J. Wallance, Esquire**
Kaye Scholer, LLP
New York, NY
- ♦ **Honorable Michael E. Horowitz**
Commissioner
United States Sentencing Commission

3:00 - 3:15 p.m. COFFEE BREAK

3:15 - 4:45 p.m. CONCURRENT SESSIONS

**A. DEPARTURES & SENTENCES OUTSIDE THE RANGE
UNDER 3553(a)II***

- ♦ **Honorable Nancy Gertner**
United States District Court
District of Massachusetts
- ♦ **Honorable Algenon L. Marbley**
United States District Court
Southern District of Ohio
- ♦ **Honorable William Mercer**
United States Attorney
District of Montana
- ♦ **Larry Nathans, Esquire**
Nathans & Biddle, LLP
Baltimore, MD
- ♦ **Honorable John R. Steer**
Vice Chair
United States Sentencing Commission

Moderator: **Professor David Yellen**
Villanova University School of Law
Villanova, PA

***These Sessions are Offered Twice During the Course of this Seminar to Allow as Many People as Possible to Attend**

THURSDAY (continued) MAY 26, 2005

3:15 - 4:45 p.m. CONCURRENT SESSIONS (continued)

B. PRACTICE & PROCEDURE IN THE POST-BOOKER ERA II*

- ♦ **Honorable Paul D. Borman**
United States District Court
Eastern District of Michigan
- ♦ **Honorable Paul Cassell**
United States District Court
District of Utah
- ♦ **Beverly Dyer, Esquire**
Assistant Federal Public Defender
Washington, DC
- ♦ **Michael Elston, Esquire**
Assistant United States Attorney
Eastern District of Virginia
- ♦ **Nina Marino, Esquire**
Kaplan Marino
Beverly Hills, CA
- ♦ **Colleen Rahill-Bueller**
United States Probation Officer
Western District of New York

C. FRAUD/THEFT OFFENSES II*

- ♦ **Honorable Ruben Castillo**
Vice Chair
United States Sentencing Commission
- ♦ **J. Richard Chema, Esquire**
Assistant United States Attorney
Southern District of Ohio
- ♦ **John Cline, Esquire**
Jones Day
San Francisco, CA
- ♦ **Elisabeth F. Ervin**
Supervising United States Probation Officer
Western District of North Carolina
- ♦ **Bobby L. Evans**
Senior Education & Sentencing Practice Specialist
United States Sentencing Commission

D. IMMIGRATION OFFENSES

- ♦ **Roger W. Haines, Jr., Esquire**
Assistant United States Attorney
Southern District of California
- ♦ **Honorable George Kazen**
United States District Court
Southern District of Texas
- ♦ **Krista Rubin**
Senior Education & Sentencing Practice Specialist
United States Sentencing Commission
- ♦ **Jon M. Sands, Esquire**
Federal Public Defender
District of Arizona

E. ADVANCED GUIDELINES ISSUES

- ♦ **Kealin Culbreath, Esquire**
Senior Education & Sentencing Practice Specialist
United States Sentencing Commission
- ♦ **L. Russell Burress, Principal Training Advisor**
Office of Education & Sentencing Practice
United States Sentencing Commission
- ♦ **Alan Dorhoffer, Esquire**
Senior Staff Attorney
United States Sentencing Commission

4:45 p.m. ADJOURNMENT

5:30 - 7:30 p.m. COCKTAIL RECEPTION



*These Sessions are Offered Twice During the Course of this Seminar to Allow as Many People as Possible to Attend

FRIDAY MAY 27, 2005

8:00 - 8:30 a.m. CONTINENTAL BREAKFAST

8:30 - 9:45 a.m.

A VIEW FROM THE BENCH PLENARY SESSION

- ♦ **Honorable Ruben Castillo**
Vice Chair
United States Sentencing Commission
- ♦ **Honorable William Downes**
Chief Judge, United States District Court
District of Wyoming
- ♦ **Honorable David F. Hamilton**
United States District Court
Southern District of Indiana
- ♦ **Honorable Melinda Harmon**
United States District Court
Southern District of Texas
- ♦ **Honorable Patti B. Saris**
United States District Court
District of Massachusetts
- ♦ **Honorable Franklin S. Van Antwerpen**
United States Court of Appeals for the Third Circuit

Moderator: **Honorable Ricardo H. Hinojosa**
Chair
United States Sentencing Commission

9:45 - 10:00 a.m. COFFEE BREAK

10:00 - 11:30 a.m. CONCURRENT SESSIONS

A. SENTENCING APPEALS IN THE POST-BOOKER ERA I*

- ♦ **Pamela O. Barron, Esquire**
Deputy General Counsel
United States Sentencing Commission
- ♦ **Honorable Deanell R. Tacha**
United States Court of Appeals for the Tenth Circuit
- ♦ **Honorable Franklin S. Van Antwerpen**
United States Court of Appeals for the Third Circuit
- ♦ **Additional Appellate Judges to be Announced**

B. PLEA BARGAINING IN THE POST-BOOKER ERA I*

- ♦ **Barry Boss, Esquire**
Cozen O'Connor
Washington, DC
- ♦ **Eumi Choi, Esquire**
Assistant United States Attorney
Northern District of California
- ♦ **Honorable Edmund A. Sargus, Jr.**
United States District Court
Southern District of Ohio

Moderator: **Charles R. Tetzlaff, Esquire**
General Counsel
United States Sentencing Commission

C. DRUG OFFENSES I*

- ♦ **Honorable David L. Bunning**
United States District Court
Eastern District of Kentucky
- ♦ **Kathleen Grilli, Esquire**
Assistant General Counsel
United States Sentencing Commission
- ♦ **Honorable Sterling Johnson, Jr.**
United States District Court
Eastern District of New York
- ♦ **A.J. Kramer, Esquire**
Federal Defender
Washington, DC
- ♦ **Richard L. Murphy, Esquire**
Assistant United States Attorney
Northern District of Iowa

***These Sessions are Offered Twice During the Course of this Seminar to Allow as Many People as Possible to Attend**

FRIDAY MAY 27, 2005

10:00 - 11:30 a.m. CONCURRENT SESSIONS (continued)

D. RELEVANT CONDUCT I*

- ♦ **L. Russell Burress, Principal Training Advisor**
Office of Education & Sentencing Practice
United States Sentencing Commission
- ♦ **Thomas W. Hutchison, Esquire**
United States Parole Commission
Washington, DC

E. FIREARM OFFENSES

- ♦ **Anne Blanchard, Esquire**
Assistant Federal Defender
District of New Jersey
- ♦ **Beverly L. Morgan**
Supervising United States Probation Officer
Western District of North Carolina
- ♦ **Roberto Ortega, Esquire**
Assistant United States Attorney
District of New Mexico
- ♦ **Rachel Pierce**
Senior Education & Sentencing Practice Specialist
United States Sentencing Commission

F. FEDERAL SENTENCING FROM AN ACADEMIC PERSPECTIVE

- ♦ **Kevin Blackwell**
Senior Research Associate
United States Sentencing Commission
- ♦ **Professor Steven Chanenson**
Villanova University School of Law
Villanova, PA
- ♦ **Professor Michael Goldsmith**
Brigham Young University
Provo, UT
- ♦ **Paul Hofer, PhD.**
Senior Research Associate
United States Sentencing Commission
- ♦ **Professor Susan Klein**
University of Texas School of Law
Austin, TX
- ♦ **Professor Stephen Saltzburg**
George Washington University School of Law
Washington, DC

11:30 - 1:00 p.m. LUNCH BREAK

1:00 - 2:30 p.m. CONCURRENT SESSIONS

A. SENTENCING APPEALS IN THE POST-BOOKER ERA II*

- ♦ **Pamela O. Barron, Esquire**
Deputy General Counsel
United States Sentencing Commission
- ♦ **Honorable Deanell R. Tacha**
United States Court of Appeals for the Tenth Circuit
- ♦ **Honorable Franklin S. Van Antwerpen**
United States Court of Appeals for the Third Circuit
- ♦ **Additional Appellate Judges to be announced**

B. PLEA BARGAINING IN THE POST-BOOKER ERA II*

- ♦ **Barry Boss, Esquire**
Cozen O'Connor
Washington, DC
- ♦ **Eumi Choi, Esquire**
Assistant United States Attorney
Northern District of California
- ♦ **Honorable Edmund A. Sargus, Jr.**
United States District Court
Southern District of Ohio

Moderator: **Charles R. Tetzlaff, Esquire**
General Counsel
United States Sentencing Commission

C. DRUG OFFENSES II*

- ♦ **Honorable David L. Bunning**
United States District Court
Eastern District of Kentucky
- ♦ **Kathleen Grilli, Esquire**
Assistant General Counsel
United States Sentencing Commission
- ♦ **Honorable Sterling Johnson, Jr.**
United States District Court
Eastern District of New York
- ♦ **A.J. Kramer, Esquire**
Federal Defender
Washington, DC
- ♦ **Richard L. Murphy, Esquire**
Assistant United States Attorney
Northern District of Iowa

***These Sessions are Offered Twice During the Course of this Seminar to Allow as Many People as Possible to Attend**

1:00 - 2:30 p.m. CONCURRENT SESSIONS (continued)

D. RELEVANT CONDUCT II*

- ♦ **L. Russell Burress, Principal Training Advisor**
Office of Education & Sentencing Practice
United States Sentencing Commission
- ♦ **Thomas W. Hutchison, Esquire**
United States Parole Commission
Washington, DC

E. SUPERVISED RELEASE: CONDITIONS & REVOCATION

- ♦ **Cathy Battistelli**
United States Probation Officer
District of New Hampshire
- ♦ **Alan J. Chaset, Esquire**
Alexandria, VA
- ♦ **Vanessa L. Hall, Esquire**
Assistant General Counsel
United States Sentencing Commission
- ♦ **Joe Kendall, Esquire**
Provost & Umphrey Law Firm, LLP
Dallas, TX

F. BUREAU OF PRISONS ISSUES

- ♦ **Todd A. Bussert, Esquire**
New Haven, CT
- ♦ **Valerie Stewart, Esquire**
Federal Bureau of Prisons
Western Region

2:30 - 2:45 p.m. COFFEE BREAK

2:45 - 4:15 p.m. CONCURRENT SESSIONS

A. DEFENSE ATTORNEY TRAINING

This session is designed to focus on issues of particular interest to defense counsel. Hear the latest information on key sentencing matters that directly impact clients.

- ♦ **Amy Baron-Evans, Esquire**
Dwyer & Collora, LLP
Boston, MA
- ♦ **Carmen Hernandez, Esquire**
Sentencing Guidelines Group of the Federal Defenders
Washington, DC
- ♦ **Honorable Ricardo H. Hinojosa**
Chair
United States Sentencing Commission
- ♦ **Michael S. Pasano, Esquire**
Zuckerman Spaeder, LLP
Miami, FL

B. PROBATION OFFICER TRAINING

This session is designed to focus on issues of particular interest to probation officers. Hear the latest information on presentence reports, sentencing hearings and the role of probation officers in the post-Booker era.

- ♦ **Cathy Battistelli**
United States Probation Officer
District of New Hampshire
- ♦ **Elisabeth F. Ervin**
Supervising United States Probation Officer
Western District of North Carolina
- ♦ **John Fitzgerald**
Administrative Office of the U.S. Courts
Washington, DC
- ♦ **Honorable William K. Sessions, III**
Vice Chair
United States Sentencing Commission

***These Sessions are Offered Twice During the Course of this Seminar to Allow as Many People as Possible to Attend**

2:45 - 4:15 p.m. CONCURRENT SESSIONS
(continued)

C. PROSECUTOR TRAINING

This session is designed to focus on issues of particular interest to prosecutors. Hear the latest information regarding the Department of Justice sentencing policies and crime initiatives.

- ♦ **Honorable Ruben Castillo**
Vice Chair
United States Sentencing Commission
- ♦ **Honorable Deborah Rhodes**
Commissioner (Ex officio)
United States Sentencing Commission
- ♦ **Roger W. Haines, Jr., Esquire**
Assistant United States Attorney
Southern District of California

4:15 p.m. ADJOURNMENT

HOSTED AND SPONSORED BY:

**The Tampa Bay Chapter of the
Federal Bar Association**

The United States Sentencing Commission

in cooperation with

**The Criminal Justice Section of the
American Bar Association**



ABOUT OUR PROGRAM MODERATORS

JAMES E. FELMAN is a partner with the Tampa, Florida, law firm of Kynes, Markman & Felman, P.A.

PAMELA G. MONTGOMERY is Director and Chief Counsel of the Office of Education and Sentencing Practice at the United States Sentencing Commission.

ABOUT OUR SPEAKERS

JAY APPERSON is Chief Counsel to the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security.

AMY BARON-EVANS is a Sentencing Resource Counsel for the Federal Defenders, assisting in the formation of sentencing policy, representation before the Sentencing Commission, significant sentencing litigation, and in sentencing training.

PAMELA O. BARRON is Deputy General Counsel at the United States Sentencing Commission.

CATHY BATTISTELLI is a Supervising United States Probation Officer for the District of New Hampshire. She currently serves as the First Circuit Representative and Chair of the Probation Officers' Advisory Group to the United States Sentencing Commission.

SARA SUN BEALE is the Charles L.B. Lowndes Professor at Duke University School of Law, where she teaches and writes about federal criminal law. She has recently been appointed to serve as the new reporter for the Advisory Committee on Criminal Rules.

KEVIN BLACKWELL is a Senior Research Associate for the United States Sentencing Commission.

ANNE BLANCHARD is a National Sentencing Resource Counsel for the Federal Defenders and serves as Vice Chair of the Federal Defenders Sentencing Guidelines Committee.

HONORABLE PAUL D. BORMAN is a United States District Judge for the Eastern District of Michigan.

BARRY BOSS is a senior member with the law firm of Cozen O'Connor. Mr. Boss serves as Vice Chair of the ABA Corrections and Sentencing Committee and is a former Co-Chair of the Practitioners Advisory Group to the United States Sentencing Commission.

HONORABLE DAVID L. BUNNING is a United States District Judge for the Eastern District of Kentucky.

L. RUSSELL BURRESS is the Principal Training Advisor for the Office of Education and Sentencing Practice at the United States Sentencing Commission.

TODD A. BUSSERT is a criminal defense attorney practicing in New Haven, Connecticut. He is Co-Chair of the ABA Corrections and Sentencing Committee, and a member of the Sentencing Commission's Practitioners' Advisory Group and Families Against Mandatory Minimums' Litigation Advisory Board.

HONORABLE PAUL G. CASSELL is a United States District Judge for the District of Utah and continues to be a Professor of Law at the University of Utah College of Law.

HONORABLE RUBEN CASTILLO is a United States District Judge for the Northern District of Illinois, and serves as a Vice Chair of the United States Sentencing Commission. Judge Castillo is also an adjunct professor of trial advocacy at Northwestern University School of Law.

STEVEN CHANENSON is an Associate Professor of Law at Villanova University School of Law. He is an editor of the Federal Sentencing Reporter, and serves as Chair of the Pennsylvania Sentencing Commission's Research Committee.

ABOUT OUR SPEAKERS

ALAN J. CHASET is a sole practitioner in Alexandria, Virginia, and a member of the United States Sentencing Commission's Practitioners' Advisory Group.

J. RICHARD CHEMA is Chief of the Criminal Division of the Office of the United States Attorney for the Southern District of Ohio.

EUMI CHOI is Chief of the Criminal Division of the Office of the United States Attorney for the Northern District of California.

JOHN D. CLINE is a partner with the Jones Day corporate criminal investigations practice group in San Francisco. He handles criminal trials and appeals in federal and state courts nationwide.

KEALIN CULBREATH is an attorney and a Senior Education and Sentencing Practice Specialist at the United States Sentencing Commission.

PAULA DESIO is Deputy General Counsel at the United States Sentencing Commission.

ALAN DORHOFFER is a Senior Staff Attorney in the Office of Education and Sentencing Practice at the United States Sentencing Commission.

HONORABLE WILLIAM DOWNES is Chief Judge of the United States District Court for the District of Wyoming.

MICHAEL DREEBEN is a Deputy Solicitor General in the United States Department of Justice. He argued before the United States Supreme Court in *Blakely v. Washington* and many other significant criminal cases. He also teaches criminal procedure at Georgetown University Law Center.

BEVERLY DYER is an Assistant Federal Defender for the District of Columbia.

MICHAEL J. ELSTON is an Assistant United States Attorney for the Eastern District of Virginia, and is a member of the Sentencing Guidelines Subcommittee of the Attorney General Advisory Committee. He is also a co-author of a treatise on grand jury law and practice.

ELISABETH F. ERVIN is a Supervising United States Probation Officer for the Western District of North Carolina.

BOBBY L. EVANS is a Senior Education and Sentencing Practice Specialist at the United States Sentencing Commission. He is a former United States Probation Officer for the Western District of Virginia.

JOHN FITZGERALD is the Probation Administrator with the Administrative Office of the United States Courts. He is a former member of the United States Sentencing Commission's Practitioners' Advisory Group.

HONORABLE NANCY GERTNER is a United States District Judge for the District of Massachusetts, and teaches sentencing at Yale Law School.

HONORABLE JULIA SMITH GIBBONS is a judge for the United States Court of Appeals for the Sixth Circuit, and serves as Chair of the Budget Committee of the Judicial Conference of the United States.

MICHAEL GOLDSMITH is a Professor of Law at the Brigham Young University, J. Reuben Clark School of Law in Provo, Utah, and is a former Commissioner of the United States Sentencing Commission.

KATHLEEN GRILLI is an Assistant General Counsel at the United States Sentencing Commission.

ROGER W. HAINES, JR., is Acting Chief of the Appeals Section of the United States Attorney's Office for the Southern District of California, and a member of the Attorney General's Advisory Subcommittee on the Sentencing Guidelines. He is co-author of a treatise on the guidelines and a sentencing newsletter.

VANESSA L. HALL is an Assistant General Counsel at the United States Sentencing Commission.

HONORABLE DAVID F. HAMILTON is a United States District Judge for the Southern District of Indiana, and serves as a member of the Criminal Law Committee of the Judicial Conference of the United States.

HONORABLE MELINDA HARMON is a United States District Judge for the Southern District of Texas.

CARMEN HERNANDEZ serves with the Federal Defender Training Group, a nationwide office established to assist federal defenders with guidelines issues.

HONORABLE RICARDO H. HINOJOSA is a United States District Judge for the Southern District of Texas, and serves as Chair of the United States Sentencing Commission.

PAUL HOFER is a Senior Research Associate at the United States Sentencing Commission.

HONORABLE MICHAEL E. HOROWITZ is an attorney with the law firm of Calwalader Wickersham & Taft in Washington, DC, and serves as a Commissioner of the United States Sentencing Commission.

HONORABLE BERYL A. HOWELL is the managing director and general counsel of the Washington, DC, office of Stroz Friedberg, LLC, and serves as a Commissioner of the United States Sentencing Commission.

THOMAS W. HUTCHISON is the Chief of Staff for the United States Parole Commission. He is co-author of a treatise on the guidelines, and a member of the editorial advisory board of the *Federal Sentencing Reporter*.

HONORABLE STERLING JOHNSON, JR., is a United States District Judge for the Eastern District of New York, and a former Commissioner of the United States Sentencing Commission.

HONORABLE GEORGE P. KAZEN is a United States District Judge for the Southern District of Texas.

JOE KENDALL is a partner with the Provost & Umphrey Law Firm, LLP, in Dallas, Texas. He is a former United States District Judge and former Commissioner of the United States Sentencing Commission.

SUSAN KLEIN is a Professor of Law at the University of Texas School of Law. She is a nationally prominent scholar in the fields of criminal procedure, federal criminal law, and ethics.

A.J. KRAMER is the Federal Defender for the District of Columbia.

HONORABLE ALGENON L. MARBLEY is a United States District Judge for the Southern District of Ohio.

ABOUT OUR SPEAKERS

NINA MARINO is a partner in the firm of Kaplan Marino, APC, in Beverly Hills, California. She represents both individuals and entities in criminal matters and investigations in state and federal courts.

LINDA MAXFIELD is a Senior Research Associate at the United States Sentencing Commission.

HONORABLE ROBERT MCCAMPBELL is the United States Attorney for the Western District of Oklahoma. He also serves as Chairman of the Attorney General's Subcommittee on Sentencing.

HONORABLE WILLIAM W. MERCER is the United States Attorney for the District of Montana.

HONORABLE STEVEN D. MERRYDAY is a United States District Judge for the Middle District of Florida.

BEVERLY L. MORGAN is a Supervising United States Probation Officer for the Western District of North Carolina.

RICHARD L. MURPHY is Chief of the Criminal Division of the Office of the United States Attorney for the Northern District of Iowa.

LARRY A. NATHANS is a partner with the law firm of Nathans & Biddle, LLP, in Baltimore, Maryland, is Co-Chair of the ABA White Collar Crime Subcommittee on Federal Sentencing, and is a member of the Practitioner's Advisory Group to the United States Sentencing Commission.

GREGORY NICOLAYSEN is a sole practitioner specializing in federal criminal defense litigation. He is the founder of the internet-based Association of Federal Defense Attorneys.

ROBERTO ORTEGA is an Assistant United States Attorney for the District of New Mexico.

MICHAEL S. PASANO is a partner with the law firm of Zuckerman Spaeder in Miami, Florida. He serves as Chair of the White Collar Crime Committee's Florida Regional Subcommittee.

RACHEL PIERCE is a Senior Education and Sentencing Practice Specialist at the United States Sentencing Commission.

COLLEEN RAHILL-BEULER is a United States Probation Officer for the Western District of New York.

HONORABLE EDWARD F. REILLY, JR., is the Chairman of the United States Parole Commission, and also serves as a Commissioner (*Ex officio*) of the United States Sentencing Commission.

HONORABLE DEBORAH RHODES is an attorney with the United States Department of Justice, and serves as a Commissioner (*Ex officio*) of the United States Sentencing Commission, representing the Office of the Attorney General.

JOHN RHODES is an Assistant Federal Defender for the District of Montana. He has served at the Defender Services Division of the Administrative Office of the United States Courts, as well as serving as Special Counsel and Visiting Federal Defender at the United States Sentencing Commission.

KRISTA RUBIN is a Senior Education and Sentencing Practice Specialist at the United States Sentencing Commission.

STEPHEN SALTZBURG is the Wallace & Beverly Woodbury Professor of Law at George Washington University School of Law.

JON M. SANDS is the Federal Public Defender for the District of Arizona and Chair of the Federal Defender Guidelines Committee.

HONORABLE EDMUND A. SARGUS, JR., is a United States District Judge for the Southern District of Ohio.

HONORABLE PATTI B. SARIS is a United States District Judge for the District of Massachusetts.

HONORABLE WILLIAM K. SESSIONS, III, is a United States District Judge for the District of Vermont, and also serves as a Vice Chair of the United States Sentencing Commission.

GARY R. SPRATLING is a partner with Gibson, Dunn & Crutcher in San Francisco. His concentration is in International Antitrust issues. He also serves as Chair of the ABA's Task Force Liaison to the International Competition Network Cartel Working Group.

HONORABLE JOHN R. STEER is a Vice Chair of the United States Sentencing Commission. He previously served as General Counsel at the United States Sentencing Commission.

VALERIE STEWART is an attorney with the Federal Bureau of Prisons where she handles litigation and legal matters for federal correctional institutions located in the Bureau's Western Region. She also serves as a member of the executive board of the Northern District of California Chapter of the Federal Bar Association.

HONORABLE DEANELL R. TACHA is Chief Judge of the United States Court of Appeals for the Tenth Circuit. She is also a former Commissioner of the United States Sentencing Commission.

CHARLES R. TETZLAFF is the General Counsel of the United States Sentencing Commission.

HONORABLE FRANKLIN S. VAN ANTWERPEN is a Judge of the United States Court of Appeals for the Third Circuit, and was a United States District Court Judge from 1987-2004.

BOBBY N. VASSAR is Counsel to the Minority for the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security.

GREGORY J. WALLANCE is an attorney with the law firm of Kaye Scholer, LLP, in New York, New York. His concentration is in white collar defense and securities litigation.

DAVID N. YELLEN is currently the Reuschlein Distinguished Visiting Professor at Villanova Law School. He has been involved in sentencing reform for almost two decades. He is currently serving as co-reporter to The Constitution Project's sentencing initiative, an effort to advise Congress and state legislatures about dealing with the aftermath of *United States v. Booker*.

TUITION

INTRODUCTION TO THE SENTENCING GUIDELINES PROGRAM

Wednesday, May 25, 2005

If **ONLY** attending Wednesday:

- **\$125** for registrations postmarked on or before April 25, 2005 (**NOT** including CD materials).
- **\$150** for registrations postmarked April 26, 2005, or later (**NOT** including CD materials).
A basic training handbook is provided for this portion of the seminar. If you are not attending the remaining portion of the seminar, yet wish to purchase the advanced materials, please include an additional **\$25**. Advanced materials are provided on a compact disk (CD).

FOURTEENTH ANNUAL NATIONAL FEDERAL SENTENCING GUIDELINES SEMINAR

Thursday, May 26 - Friday, May 27, 2005

- **Tuition:** for attendees is **\$395** for government employee registrations and **\$450** for non-government employee registrations postmarked on or before April 25, 2005; **\$425** for government employee registrations and **\$480** for non-government employee registrations April 26, 2005, or later. **CREDIT CARDS ARE NOT ACCEPTED.**
- **Course Materials:** Course materials will be furnished at the seminar in the form of a compact disk (CD).
- **Registration:** Individuals registered for the entire seminar may feel free to attend the introductory course on May 25, 2005 without payment of additional tuition.
- **Guidelines Manual:** It is recommended that registrants bring their sentencing guidelines manual for reference during the seminar. Please be sure to write your name, address, and telephone number in your book.

COURSE MATERIALS

The cost for purchasing course materials on compact disk (CD) is **\$50**. Course materials are only offered as a computer disk (CD). Course materials will be mailed after June 1, 2005. Orders must be received on or before September 1, 2005. Orders received after this date will not be filled.

SEMINAR CANCELLATION POLICY

In the event you need to cancel your reservation, there will be a full refund if a **written request** is received prior to April 25, 2005. There will be a \$100 service charge if the **written request** is received between April 26 - May 4, 2005. **THERE WILL BE NO REFUNDS AFTER MAY 5, 2005.** Substitutions may be made at any time and must be received in writing. **Please send your written request for cancellation or substitution to Lori Hoffman, Program Coordinator, c/o Kynes, Markman & Felman, P.A., P.O. Box 3396, Tampa, FL 33601.**

CLE INFORMATION

Application for pre-approval of CLE credit has been made to all state bars. Additional information will be made available closer to the seminar date.

HOTEL RESERVATIONS

All seminar registrants and speakers are eligible for discount room rates at the Westin St. Francis Hotel, the host hotel, if reservations are made on or before May 2, 2005. Discount room rates are available for single or double occupancy as follows: Discount room rates are \$139 for government employees and \$159 for non-government employees. Rooms are limited and are taken in a first come, first served basis. Once the block of rooms is full or after May 2, 2005, all other reservations made will be accepted upon availability at the published room rate at the time the reservation is made. Room reservations should be made directly with the hotel by calling **(800)WESTIN1**. When making reservations, please indicate that you are attending the **Federal Sentencing Guidelines Seminar**.

Cancellations: Deposit is refundable if notice is received at least seventy-two hours prior to arrival and a cancellation number is obtained. **Rooms are limited. Each speaker and each attendee is responsible for making his or her own reservation.** Please make your reservations early to ensure your accommodations at the Westin St. Francis Hotel.



TRAVEL ARRANGEMENTS

DELTA AIRLINES

Seminar registrants are eligible for special discount airfares through Delta, Delta Connection Carriers, Delta Shuttle, or Delta Song. Make sure to price "zone" and "percentage" fares for your best benefit. Flight reservations and ticketing may be arranged through your travel agent or through Delta Airlines Meeting Network reservations by calling **(800)241-6760**. Please reference authorization number **209187A**. **Each attendee is responsible for his or her own transportation to and from the hotel. Airport shuttles are available for a nominal fee.**

AVIS RENT A CAR

Seminar registrants and speakers are eligible for special discount rates for ground transportation through Avis Rent A Car. Arrangements can be made by calling Avis directly at **(800)331-1600**. Please reference authorization number **A974698**.

REGISTRATION
FOURTEENTH ANNUAL NATIONAL
SEMINAR ON THE
FEDERAL SENTENCING GUIDELINES
May 25 - 27, 2005
Westin St. Francis Hotel
San Francisco, California

☐ Check here to register **ONLY** for the INTRODUCTORY SESSION to be held on May 25, 2005. Tuition is **\$125** for registrations postmarked on or before April 25, 2005; **\$150** for registrations postmarked April 26, 2005, or later.

☐ If you are **ONLY** registering for this INTRODUCTORY SESSION and wish to purchase course materials from the May 26 - 27, 2005 portion of the program, add an additional **\$25**. These course materials are only offered on a compact disk (CD).

☐ Check here to register for the seminar to be held on May 26 - 27, 2005. For registrations postmarked on or before April 25, 2005, tuition is **\$395** for government employees and **\$450** for non-government employees. For registrations postmarked on April 26, 2005, or later, tuition is **\$425** for government employees and **\$480** for non-government employees.

☐ I will attend the optional INTRODUCTORY SESSION on May 25, 2005, at no additional charge.

NAME: _____ TITLE: _____

ADDRESS: _____

PHONE: _____ FAX: _____

E-MAIL: _____

Submit this portion along with check and/or purchase order to **REGISTER** for the seminar. We do **NOT** accept credit cards. Please mail form and payment to: **Tampa Bay Chapter of the Federal Bar Association, c/o James E. Felman, Esquire, at Kynes, Markman & Felman, P.A., P.O. Box 3396, Tampa, FL 33601.** Please make checks payable to the TAMPA BAY CHAPTER OF THE FEDERAL BAR ASSOCIATION.

TO ORDER COURSE MATERIALS ONLY

Check here to order Course Materials **ONLY**. Please complete the form below and mail to the address below with your check or purchase order in the amount of **\$50**.

NAME: _____ TITLE: _____

ADDRESS: _____

PHONE: _____ FAX: _____

E-MAIL: _____

Whether you are registering to attend the seminar or purchasing course materials, please detach and complete the appropriate form. Mail the completed form along with check or purchase order to: **Tampa Bay Chapter of the Federal Bar Association, c/o James E. Felman, Esquire, Kynes, Markman & Felman, P.A., P.O. Box 3396, Tampa, FL 33601**. All registrations and orders for course materials must be accompanied by a check or purchase order. We do **NOT** accept credit cards. Please make checks payable to the TAMPA BAY CHAPTER OF THE FEDERAL BAR ASSOCIATION.

If you require additional information, please contact Lori Hoffman, Program Coordinator, at (813) 229-1118.



Federal Bar Association—Tampa Bay Chapter
Thirteenth Floor
100 South Ashley Drive
Tampa, Florida 33602

BULK RATE
U.S. POSTAGE
PAID
TAMPA, FL
PERMIT NO. 1676